

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

TRUSTEES OF THE SUBURBAN TEAMSTERS	)	
OF NORTHERN ILLINOIS WELFARE AND	)	
PENSION FUNDS,	)	
	)	
Plaintiffs,	)	
	)	Case No.: 2010 C 7499
v.	)	
	)	Judge Kennelly
	)	
ATM ENTERPRISES, LTD.	)	Magistrate Judge Cox
an Illinois corporation	)	
	)	
Defendant.	)	

**MOTION FOR JUDGMENT IN SUM CERTAIN**

NOW COMES the Plaintiff, TRUSTEES OF THE SUBURBAN TEAMSTERS OF NORTHERN ILLINOIS WELFARE AND PENSION FUND, by and through its attorney, JOHN J. TOOMEY, ARNOLD AND KADJAN, and pursuant to FRCP 55 move for judgment in sum certain as stated in this Complaint and the supporting Affidavits attached hereto. In support of its Motion, Plaintiffs state as follows:

1. Suit was filed on November 22, 2010 for collection of delinquent contributions plus attorneys' fees, costs and interest under 29 U.S.C. 1132(g)(2).
2. Service upon ATM ENTERPRISES, LTD., an Illinois corporation was made on the Defendant on December 15, 2010, and a copy of the proof of service was filed with the court on December 28, 2010.
3. Defendant is now in default as to the Complaint and as supported by the attached Affidavits the sums due are:

\$5,335.44	Pension
\$8,115.90	Welfare
\$925.00	Attorneys fees
<u>\$449.00</u>	Court costs
<b>\$14,825.34</b>	

WHEREFORE, Plaintiff prays for:

1. Entry of judgment against Defendant, ATM ENTERPRISES, LTD., an Illinois corporation, and in favor of Plaintiffs, TRUSTEES OF THE SUBURBAN TEAMSTERS OF NORTHERN ILLINOIS WELFARE AND PENSION FUNDS in the amount of \$14,825.34

TRUSTEES OF THE SUBURBAN TEAMSTERS  
OF NORTHERN ILLINOIS WELFARE AND  
PENSION FUNDS

s/John J. Toomey  
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Dated: December 3, 2010